



Express Mail No.: EL 477 037 113 US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rozhon *et al.*

Serial No.: 09/712,033

Group Art Unit: 1651

Filed: November 14, 2000

Examiner: I. Marx

For: ENTERIC FORMULATIONS OF  
PROANTHOCYANIDIN POLYMER  
ANTIDIARRHEAL COMPOSITIONS

New Attorney Docket No.: 11133-004  
Former Attorney Docket No.: 7032-073<sup>1</sup>

**PETITION UNDER 37 C.F.R. §1.137(b)  
TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION**

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

**RECEIVED**  
JUL 11 2002  
OFFICE OF PETITIONS

Sir:

This Petition is submitted to revive the above-identified application, which is believed to have become abandoned. The abandonment was unintentional as set forth in the accompanying Statement of Unintentional Delay and explained by the Statement of Facts by Steven R. King, Ph.D. This Petition is submitted on behalf of PS Pharmaceuticals, Inc., the current owner of all right, title and interest in this application by virtue of a Sale and Assignment of assets of Shaman Pharmaceuticals, Inc., debtor in possession in Bankruptcy, to PS Pharmaceuticals, Inc. approved by an Order of the United States Bankruptcy Court (Case

<sup>1</sup> It is noted that the Attorney Docket No. indicated in the Notice is incorrect and reads 7032-058. This is the Attorney Docket No. of the parent application, Serial No. 09/066,989.

No. 01-30035 TC), dated December 12, 2001. A Revocation and New Power by the Owner (New Power) is submitted herewith and a copy of the Order is attached to the New Power and is being submitted for recordation as well.

The Facts in support of this Petition are set forth in the Statement of Facts by Steven R. King, Ph.D. which is submitted herewith.

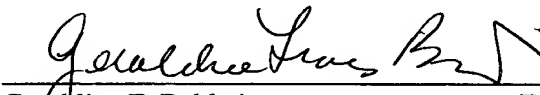
As required by 37 C.F.R. § 1.137(b), (a) the Petition Fee as set forth in 37 C.F.R. § 1.17(m); (b) the Statement of Unintentional Delay; (c) the Response to the Notice to File Missing Parts of Application; (d) total filing fees (e) and the Petition for Extension of Time under 37 C.F.R. § 1.136(a) and the necessary fee are filed concurrently herewith. Thus, it is respectfully requested that this Petition to Revive the unintentionally abandoned application be granted.

Please charge the fees required by 37 C.F.R. § 1.17(m) estimated to be \$640.00 (small entity) to Pennie & Edmonds Deposit Account No. 16-1150. A duplicate copy of this document is enclosed for accounting purposes.

Respectfully submitted,

Date:

July 3, 2002

  
Geraldine F. Baldwin 31,232  
(Reg. No.)

PENNIE & EDMONDS LLP  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosure